



State of Utah

DEPARTMENT OF NATURAL RESOURCES DIVISION OF OIL, GAS AND MINING

Norman H. Bangerter
Governor

Dee C. Hansen
Executive Director

Dianne R. Nielson, Ph.D.
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340

DOGM
MINERALS PROGRAM
FILE COPY

October 23, 1990

Mr. Gerald Berry
Tetla Septarians
195 South Center
Orderville, Utah 84758

Dear Mr. Berry:

Re: Large Mine Permitting, Broad Hollow Mine, S/025/006, Kane County, Utah

Sorry I missed you last week when you were in Salt Lake City and called the Division office. We do need to get together, in the near future, to discuss your mining operations in Kane County. I have been researching the information you sent and lease information pertinent to your mine sites.

The site you are currently mining, the Broad Hollow site, does lie on both state and federal land. The legal description would be: T40S, R8W, Sec. 25, SE 1/4, SW 1/4 and Sec. 36, NE 1/4, NW 1/4. The state lease number is ML19890. Most of the mine disturbance does lie on state lands, however, about 2 - 3 acres, appears to be on federal ground. I have contacted Mike Noel of the BLM's Kanab Area Office. He indicated that he will look into the location question.

The lease information I have, indicates no surety/bond has been posted to secure reclamation of the site. The Division will likely require that you post a reclamation surety with us. If you can demonstrate that you already have a bond with the Division of State Lands and Forestry, we will discount that amount from any amount we will ask you to post. Bonding is mandatory over 5 acres. It is apparent that the site you are currently mining is well over 5 acres.

The Division will require that a Large Mining Notice be filed with us (see form enclosed). This type of notification requires Division review and approval of a mining and reclamation plan. Again, we will require that a reclamation surety be provided.

Page 2
Tetla Septarians
S/025/006
October 23, 1990

The Division will require that you alleviate any impacts to natural drainage channels from your mining operation. During my inspection of the site on September 12, 1990, I noticed that a great deal of loose overburden had been pushed into various established drainages in left and right Broad Hollow. Loose material must eventually be removed from these channels because of the obvious problem of heavy sediment loading during severe rainstorm or snow melt events.

I will try to contact you in the near future to discuss the mining and reclamation plan and bond. Thank you for your attention to these permitting concerns.

Sincerely,

A handwritten signature in dark ink, appearing to read "H. Shepherd", written in a cursive style.

Holland Shepherd
Reclamation Specialist

jb
Enclosure
cc: Mike Noel, BLM
Jerry Mansfield, State Lands
Wayne Hedberg, DOGM
MNS025006.1